

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 1794 – HB 2337**

March 2, 2014

**SUMMARY OF ORIGINAL BILL:** Increases the minimum sentence for second offense domestic assaults that result in bodily injury from 30 days to 45 consecutive days.

Increases the minimum sentence for third offense domestic assaults that result in bodily injury from 90 days to 120 consecutive days.

Requires every offender to serve the difference between the time actually served and the maximum sentence on probation.

Requires every offender convicted of domestic assault that result in bodily injury to begin service of sentence within 30 days of conviction. If the sheriff does not have adequate space to house the offender within 30 days, then the sheriff shall notify the offender of the date on which his sentence will start. However, the sheriff is authorized to use alternative facilities, which include vacant schools or office buildings, to house the offender if the sheriff does not have adequate space to begin the offender's sentence within 90 days of conviction.

**FISCAL IMPACT OF ORIGINAL BILL:**

Increase Local Expenditures – \$251,300/Incarceration\*

**SUMMARY OF AMENDMENT (012935):** Requires the minimum sentence to be served on consecutive days.

Requires every offender to serve the difference between the time actually served and the maximum sentence on probation.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**NOT SIGNIFICANT**

Assumption for the bill as amended:

- According to the Department of Correction (DOC), requiring the offender to serve the difference between the actual time served and the maximum sentence on probation will not impact the DOC.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a more compact, stylized manner, followed by "D." and "Geise".

Lucian D. Geise, Executive Director

/trm